

RENTON CITY COUNCIL
Regular Meeting

January 11, 1999
Monday, 7:30 p.m.

Council Chambers
Municipal Building

MINUTES

CALL TO ORDER

Mayor Jesse Tanner led the Pledge of Allegiance to the flag and called the meeting of the Renton City Council to order.

**ROLL CALL OF
COUNCILMEMBERS**

KING PARKER, Council President; KATHY KEOLKER-WHEELER; BOB EDWARDS; TONI NELSON; RANDY CORMAN; TIMOTHY SCHLITZER.

MOVED BY PARKER, SECONDED BY SCHLITZER, COUNCIL EXCUSE ABSENT COUNCILMAN DAN CLAWSON. CARRIED.

**CITY STAFF IN
ATTENDANCE**

JESSE TANNER, Mayor; JAY COVINGTON, Chief Administrative Officer; LARRY WARREN, City Attorney; MARILYN PETERSEN, City Clerk; GREGG ZIMMERMAN, Planning/Building/Public Works Administrator; SUSAN CARLSON, Economic Development, Neighborhoods & Strategic Planning Administrator; MICHAEL KATTERMANN, Director of Neighborhoods & Strategic Planning; BETTY NOKES, Director of Economic Development; DEREK TODD, Finance Analyst; COMMANDER KEVIN MILOSEVICH, Police Department.

PRESS

Elizabeth Parker, *Renton Reporter*

**APPROVAL OF
COUNCIL MINUTES**

MOVED BY PARKER, SECONDED BY EDWARDS, COUNCIL APPROVE THE MINUTES OF JANUARY 4, 1999 AS PRESENTED. CARRIED.

PUBLIC HEARING

Legal: Adult Book Store
Moratorium

This being the date set and proper notices having been posted and published in accordance with local and State laws, Mayor Tanner opened the public hearing regarding the proposal to extend the moratorium on the permitting of adult book stores.

Mike Kattermann, Director of Neighborhoods & Strategic Planning, explained that the moratorium was initially imposed by Council in July of 1997, and has been renewed twice since that time. Approval of the extension this evening, then, would constitute the third six-month renewal of the moratorium. The extension is being requested to allow staff additional time to gather information on this subject, analyze the various issues involved, and make a recommendation to Council.

Describing current research efforts on this matter, Mr. Kattermann said staff has reviewed 15 studies and more than 50 court cases pertaining to adult entertainment uses. Some of these studies and court cases, along with other relevant information, will be transmitted to the Council for its review in the form of a legislative record. Meanwhile, staff will continue to work with several local jurisdictions to develop a coordinated approach to adult uses.

Concluding, Mr. Kattermann said staff anticipates that a draft ordinance will be available for environmental review and public comment within the next six months.

Audience comment was invited.

Heidi Carlson, 806 Index Ct. NE, Renton, 98056, asked if it would be possible to obtain a copy of the legislative record described by Mr. Kattermann. Larry Warren, City Attorney, replied that since this is being prepared as background

information for the City Council, it will be reviewed by Councilmembers first before it is made available to the public.

Sandel Demastus, 1137 Harrington Ave. NE, Renton, 98056, reported that a group in Portland, OR called "Neighborhood, Inc." is actively resisting the siting of adult entertainment uses in that jurisdiction. She said one of the group's coordinators, Sylvia Borgert, (phone #503-823-4592.) would like to speak with Renton's city attorney regarding this issue.

Gale Wright, 1033 Sunset Blvd. NE #11, Renton, 98056, emphasized that whatever the final provisions of Renton's draft adult book store ordinance, she did not want the store in the Highlands to be grandfathered in.

Philip Beckley, 655 Ferndale Ct. NE, Renton, 98056, reported that today, the United States Supreme Court upheld the City of New York's ability to restrict adult entertainment uses from its Times Square District. Mr. Beckley encouraged Renton to extend its moratorium this evening.

There being no further public comment, it was MOVED BY EDWARDS, SECONDED BY PARKER, COUNCIL CLOSE THE PUBLIC HEARING. CARRIED.

MOVED BY KEOLKER-WHEELER, SECONDED BY NELSON, COUNCIL EXTEND THE MORATORIUM ON ADULT BOOK STORES FOR AN ADDITIONAL SIX MONTHS. CARRIED. (See page 21 for resolution.)

ADMINISTRATIVE REPORT

Chief Administrative Officer Jay Covington reviewed a written administrative report summarizing the City's recent progress towards goals and work programs adopted as part of its business plan for 1999 and beyond. Items noted included:

- * King County has pledged \$200,000 towards construction of the Oakesdale Ave. SW project, Phase II, which will complete the missing section between SW 27th and 31st Streets and simultaneously widen the arterial to five lanes down its length.
- * Also, Renton has received King County's contribution (\$1,050,000) to the Cedar River 205 Flood Control project.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing.

Court Case: CRT-99-001,
Carpenters Unions v. Renton et
al.

Court Case filed on behalf of the Carpenters Trust of Western Washington and the Pacific Northwest District Council of Carpenters alleging that Central Contracting, Inc. (a subcontractor for the City Hall remodel project) owes \$28,412.33 for required contributions to fringe benefits, vacation funds and union dues. Refer to City Attorney and Insurance Services.

Parks: Highlands
Neighborhood Center
Reconstruction Design, Pacific
Engineering Technologies

Community Services Department recommended approval of an agreement in the amount of \$57,000 for design services from Pacific Engineering Technologies, Inc. for the Highlands Neighborhood Center reconstruction project. Council concur.

Development Service: 1997
Uniform Codes & Fees

Development Services Division recommended adoption of the 1997 Uniform Codes and increased fee schedules. Refer to Planning & Development Committee.

Finance: Long Range Financial
Forecast Model

Finance & Information Services Department presented the Long Range Financial Forecast Model, used for forecasting revenues and expenditures. Refer to Finance Committee.

Fire: 1997 Uniform Fire Code	Fire Department recommended adoption of the 1997 Uniform Fire Code, adopted by the State effective July 1, 1998. Refer to <u>Planning & Development Committee</u> .
Rezone: SW 16th St (900 Block), Martin Smith Real Estate Services, R-98-131	Hearing Examiner recommended approval of the request from Martin Smith Real Estate Services to rezone a 2.9 acre parcel in the 900 block of SW 16th St. from Medium Industrial (IM) to Commercial Office (CO), R-98-131. Council concur. (See page 21 for ordinance.)
Plat: Monterey Heights Preliminary, Monterey & NE 12th (PP-98-144)	Hearing Examiner recommended approval, with conditions, of the Monterey Heights Preliminary Plat; 11 single family lots on 3.13 acres located on Monterey Ave. NE between NE 12th and 14th Streets (PP-98-144). Council concur.
HR&RM: 1999 Healthcare Plan Changes	Human Resources & Risk Management Department recommended modifications to the City's healthcare plan, effective February 1, 1999, as proposed by the Health Benefits Task Force. In addition to general plan language amendments, the changes also affect: chiropractic services; medically-accepted transplants; home health, hospice and skilled nursing care; congenital deformities and mastectomies; prescription drugs; and coverage of routine wellness exams. Refer to <u>Finance Committee</u> .
Legal: S 2nd Street Property Condemnations (Jasper & Williams/Hiatt Parcels)	Legal Department requested authorization to commence condemnation proceedings for the Williams/Hiatt and Jasper parcels, located on the south side of S 2nd. St. between Burnett and Logan Avenues South. The properties will be used for parking for downtown businesses and the piazza. Refer to <u>Finance Committee</u> .
Vacation: SW Harris Pl (Regis et al., VAC-97-002)	Technical Services Division reported that the petitioner for the vacation of a section of SW Harris Pl. between Rainier Ave. S. and SW Sunset Blvd. has met all conditions of the vacation approval, and thus recommended approval of the required ordinance. Council concur. (See page 21 for ordinance.)

MOVED BY PARKER, SECONDED BY EDWARDS, COUNCIL APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.

Responding to Councilmember Keolker-Wheeler, Mayor Tanner said that the property owners are not expected to contest the condemnation, but the leaseholder may have objections. City Attorney Warren added that he recommends condemnation proceedings to protect the City from incurring additional damages when the current tenant is displaced.

CORRESPONDENCE

Citizen Comment: Fitzgerald - Kirkland Pl. Street Vacation, VAC-97-007

Correspondence was read from Ronald Fitzgerald, regarding the Kirkland Pl. street vacation, approved by Council last March. Mr. Fitzgerald requested that the City waive any compensation for this property in light of the dedication of Kirkland Court's Tract A to Renton. MOVED BY EDWARDS, SECONDED BY SCHLITZER, COUNCIL REFER THIS MATTER TO THE TRANSPORTATION COMMITTEE. CARRIED.

OLD BUSINESS

Committee of the Whole

Council: 1999 Council Legislative Priorities

Council President Parker presented a report recommending that Council authorize the following issues as the City of Renton's 1999 legislative priorities:

1. Endangered Species Act (ESA): Support legislation that involves cities at all levels of the ESA decision-making process. Direct funding to projects which are consistent with best scientific knowledge and requirements for ongoing evaluation to ensure confidence that the salmon runs are recovering and that economic development is considered in such recovery efforts.

2. State and Local Transportation Funding: Recognize the need for local control and sufficient revenue to adequately fund both system maintenance and improvements. Secure funding for local transportation projects: a) I-405/NE 44th St. interchange; b) SW 27th St./Strander - SR-181 to SR-167 with HOV interchange at SR-167; c) Oakesdale Ave. SW, Phase II (27th to 31st); and d) SR-169 – 140th Way to SR-900.
3. Economic Development Incentives: Support economic incentives or tools that assist in maintaining, expanding and diversifying our local economy.
4. Local Authority Issues: Support the provision and protection of adequate and flexible local government revenue sources needed to fund basic essential services.

MOVED BY PARKER, SECONDED BY CORMAN, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Zoning: R-10 and R-14 Zone
Changes

Planning & Development Committee Chair Keolker-Wheeler presented a report regarding the proposed amendments to the R-10 and R-14 single and multi-family zones. The proposed Code amendments help implement the Comprehensive Plan, promote small lot detached housing, provide consistent terminology, and remove some Code conflicts. The Committee recommended that a public hearing be scheduled for January 25, 1999, and that the item remain in committee pending the outcome of the hearing and additional committee discussion. MOVED BY KEOLKER-WHEELER, SECONDED BY EDWARDS, COUNCIL CONCUR IN THE COMMITTEE REPORT AS READ. CARRIED.

Councilmember Keolker-Wheeler encouraged public input on these issues, which could result in smaller lot sizes across the City, particularly in the R-10 (or infill) zone.

Responding to Councilman Schlitzer, Mayor Tanner said that persons interested in commenting on this (or any) issue via e-mail can log onto the City's web page at www.ci.renton.wa.us and transmit their remarks to the Council and Administration electronically.

Transportation Committee
Lease: Lane Hangar Condo
Association

Transportation Committee Chair Corman presented a report recommending that the City Council consent to the leasehold becoming condominium hangars, and authorize the Mayor and City Clerk to execute the City of Renton's authorization for the Lane Hangar Condominium Association's covenants, conditions and restrictions. The Committee further recommended that the City Council approve the new lease with the Lane Hangar Condominium Association, and authorize the Mayor and City Clerk to execute the lease. MOVED BY CORMAN, SECONDED BY NELSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Transportation: Pedestrian
Priority @ Intersections

Transportation Committee Chair Corman presented a report regarding the priority of pedestrians at signalized intersections. Transportation Systems Division briefed the Committee on the guidelines and policies followed by the Transportation Division in regards to the design and operation of signalized pedestrian crossings. The Committee is satisfied with staff's objective to provide safe and efficient operation of the signal system for both motorists and pedestrians, and recommended Council concurrence. MOVED BY CORMAN, SECONDED BY NELSON, COUNCIL CONCUR IN THE COMMITTEE

REPORT. CARRIED.

Transportation: Downtown
Area One-Way Streets

Transportation Committee Chair Corman presented a report regarding the confusion associated with the downtown area's one-way streets. Transportation Systems briefed the Committee on the advantages and disadvantages of one-way streets in the Central Business District. The Committee is satisfied that the advantages outweigh the disadvantages, and therefore recommended that Council not make changes to the directional flow of the streets in the Central Business District at this time. **MOVED BY CORMAN, SECONDED BY NELSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Transportation: Gas Tax
Allocation (King County Local
Options)

Transportation Committee Chair Corman presented a report regarding the allocation of a proposed new gas tax. The Committee recommended that this item be removed from its referral list for the following reasons:

1. King County has decided not to pursue a local options gas tax this year.
2. A County-wide committee and the State Legislature will be considering various funding options over the next year, and local action will not be necessary until these processes take shape.

MOVED BY CORMAN, SECONDED BY NELSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Streets: Oakesdale Ave SW,
Phase I, Boeing Mitigation
Funds

Transportation Committee Chair Corman presented a report regarding Boeing's financial contribution to the Oakesdale Ave. SW (Phase I) project. The Committee recommended that this item be taken off the referral list as all issues involving this matter have been resolved. **MOVED BY CORMAN, SECONDED BY NELSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

**ORDINANCES AND
RESOLUTIONS****Resolution #3369**

Legal: Adult Book Store
Moratorium

The following resolution was presented for reading and adoption:

A resolution was read extending a moratorium on the permitting of adult book stores, as defined, within specific geographical areas, and establishing a termination date of July 11, 1999 for the moratorium. **MOVED BY PARKER, SECONDED BY KEOLKER-WHEELER, COUNCIL ADOPT THE RESOLUTION AS PRESENTED. CARRIED.**

Rezone: SW 16th St (900
Block), Martin Smith Real
Estate Services, R-98-131

An ordinance was read changing the zoning classification of approximately 2.9 acres located in the 900 block of SW 16th Street from Medium Industrial (IM) to Commercial Office (CO) for Martin Smith Real Estate Services (R-98-131). **MOVED BY PARKER, SECONDED BY NELSON, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 1/25/99. CARRIED.**

Vacation: SW Harris Pl (Regis
et al., VAC-97-002)

An ordinance was read vacating a portion of SW Harris Place between Rainier Ave. S. and SW Sunset Blvd. (Regis, et al.; VAC-97-002). **MOVED BY PARKER, SECONDED BY EDWARDS, COUNCIL ADVANCE THE ORDINANCE TO SECOND AND FINAL READING. CARRIED.**

Ordinance #4762

Vacation: SW Harris Pl (Regis
et al., VAC-97-002)

Following second and final reading of the above-referenced ordinance, it was **MOVED BY EDWARDS, SECONDED BY SCHLITZER, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. MOTION CARRIED.**

AUDIENCE COMMENT

Ralph Evans, 3306 NE 11th Pl., Renton, 98056, said that in addition to general

Citizen Comment: Evans
–“Cover Your Load”
Regulation Enforcement

traffic and speeding emphases, Renton’s police patrols should also enforce the law that requires drivers to cover loads of refuse. Mr. Evans explained that NE 3rd and 4th Streets east of Sunset Blvd. are often littered with debris from the loads of vehicles headed for the King County transfer station on NE 4th Street.

Councilmember Keolker-Wheeler suggested that transfer station employees might remind their customers of this regulation as they enter the station, since this is already a necessary point of contact.

ADJOURNMENT

MOVED BY PARKER, SECONDED BY NELSON, COUNCIL ADJOURN.
CARRIED. Time: 8:18 p.m.

MARILYN J. PETERSEN, CMC, City Clerk

Recorder: Brenda Fritsvold
January 11, 1999